

REGULAR COUNCIL MEETING JANUARY 12, 2010

The regular meeting of the Council of the Town of Altavista was held in the Council Chambers of the Municipal Building, 510 Seventh Street on January 12, 2010 at 7:00 p.m.

- 1. Mayor Burgess called the meeting to order and presided.
- 2. Pastor Michael Duncan, Central Baptist Church, gave the invocation.

Council members
present:

Mr. J.R. Burgess
Mr. Ronald Coleman
Mrs. Beverley Dalton
Mr. Bill Ferguson
Mr. Jay Higginbotham
Mr. Michael Mattox
Mrs. Rayetta Webb

Also present:

Mr. J. Waverly Coggsdale, III, Town Manager
Mr. W. Morgan Allen, Jr., Treasurer
Mr. Dan Witt, Assistant to Town Manager
Chief Clay Hamilton, Police Department
Captain Kenneth Walsh, Police Department
Mr. John Tomlin, Public Works Director
Mr. Ed Callahan, Water Treatment Plant
Mr. John Eller, Town Attorney
Mrs. Mary Hall, Administration

- 3. Mayor Burgess asked if there were any questions regarding the agenda.

A motion was made by Mr. Mattox, seconded by Mrs. Webb, to approve the agenda as presented.

Motion carried:
VOTE:

Mr. J.R. Burgess	Yes
Mr. Ronald Coleman	Yes
Mrs. Beverley Dalton	Yes
Mr. Bill Ferguson	Yes
Mr. Jay Higginbotham	Yes
Mr. Mike Mattox	Yes
Mrs. Rayetta Webb	Yes

- 4. Mayor Burgess asked if there were any questions regarding the minutes of the December 8, 2009 meeting.

Mrs. Webb referred to Section 9, Unfinished Business, of the minutes in which the incorrect date was recorded for the property maintenance ordinance public hearing. Date was recorded as January 10, 2010 and should have been January 12, 2010. Minutes have been amended.

A motion was made by Mrs. Webb, seconded by Mr. Mattox, that the minutes of December 8, 2009 be approved with said amendment.

Motion carried:
VOTE:

Mr. J.R. Burgess	Yes
Mr. Ronald Coleman	Yes
Mrs. Beverley Dalton	Yes
Mr. Bill Ferguson	Yes
Mr. Jay Higginbotham	Yes
Mr. Mike Mattox	Yes
Mrs. Rayetta Webb	Yes

5. Mayor Burgess presented the invoices for the month of December and asked if there were any questions regarding the invoices.
6. Financial Statements
7. Public Comments

Mayor Burgess asked if anyone would like to speak that was not on the agenda.

Mrs. Patti Eller, Director of the Altavista Chamber of Commerce, came forward and advised Council of some upcoming events sponsored by the Chamber of Commerce.

Mayor Burgess recognized Mr. Stan Goldsmith, Campbell County Board of Supervisors, and welcomed him to the meeting.

8. Public Hearings

- a. Derelict Building Ordinance Text Amendment

Mayor Burgess asked Mr. Coggsdale had the public hearing been properly advertised.

Mr. Coggsdale answered affirmatively.

Mayor Burgess opened the public hearing at 7:09 p.m.

Mr. Coggsdale advised previously Council considered adoption of ordinances that relate to maintenance of property in the Town of Altavista. The proposed ordinance, Section 21-2, is related to the definition of “derelict buildings” and the process by which they are addressed in regard to compliance. This ordinance is intended to supplement Section 21-1, which was adopted on March 10, 2009, and deals with removal and repair of buildings and other structures. The Property Maintenance Committee has developed the proposed ordinance after thoughtful consideration of several alternatives and recommends adoption of this ordinance.

Mayor Burgess asked if anyone had comments on the ordinance.

No one came forward.

The public hearing was closed at 7:11 p.m.

A motion was made by Mr. Mattox, seconded by Mr. Coleman, to adopt the ordinance, Section 21-2 as presented.

Motion carried:

VOTE:

Mr. J.R. Burgess	Yes
Mr. Ronald Coleman	Yes
Mrs. Beverley Dalton	Yes
Mr. Bill Ferguson	Yes
Mr. Jay Higginbotham	Yes
Mr. Mike Mattox	Yes
Mrs. Rayetta Webb	Yes

9. Reports

a. Committees

i. Public Works Committee

Library Roof Project

Mr. Ferguson advised staff has completed the items Council directed in regard to the library roof. A new roof structure has been installed on the clock tower, new louvers have been installed and the tower has been washed and sealed. In addition, Public Works has attempted to re-caulk areas on the roof to address existing leaks. At this time, leaks are still visible in the library. To date, the costs for contractors and materials are approximately \$20,000 for this project out of the original budgeted amount for a roof replacement of \$280,000. This cost does not include the labor provided by Public Works as they are paid out of a different account.

Mr. Tomlin advised Council Mr. Ferguson was given wrong figures on the amount expended and the actual cost of repair thus far is \$32,475 with an estimated cost of \$8,000 for labor. Mr. Tomlin stated the clock tower itself has been addressed and some of the leaking areas around the skylights and where the roof and the clock tower meet. Mr. Tomlin mentioned after the last rain there was still sufficient leakage adjacent to the clock tower (water entering beside the tower). Mr. Tomlin stated staff is recommending the roof be replaced and suggested submitting the RFP as a Design Build.

Mr. Mattox requested that a warranty be in place with the installation of the roof.

Mr. Tomlin also recommended an inspector be on site during the installation process.

A motion was made by Mr. Ferguson, seconded by Mrs. Webb, to seek bids for replacement of the Staunton River Memorial Library roof.

Motion carried:

VOTE:	Mr. J.R. Burgess	Yes
	Mr. Ronald Coleman	Yes
	Mrs. Beverley Dalton	Yes
	Mr. Bill Ferguson	Yes
	Mr. Jay Higginbotham	No
	Mr. Mike Mattox	Yes
	Mrs. Rayetta Webb	Yes

McMinnis Spring Project Extension

Mr. Ferguson advised due to unforeseen delays, the McMinnis Spring Water Line Replacement contract, DLB, Inc. is requesting that the project completion date be extended from February 1, 2010 to February 28, 2010. According to their records weather and other conditions have caused a loss of approximately 34 work days in November and December. The Public Works Committee recommends approval of this request.

Mr. Higginbotham questioned if there were liquidated damages in the contract.

Mr. Coggsdale will review the contract.

A motion was made by Mr. Ferguson, seconded by Mrs. Webb to extend the project completion date to February 28, 2010.

Motion carried:

VOTE:	Mr. J.R. Burgess	Yes
	Mr. Ronald Coleman	Yes
	Mrs. Beverley Dalton	Yes
	Mr. Bill Ferguson	Yes
	Mr. Jay Higginbotham	Yes
	Mr. Mike Mattox	Yes
	Mrs. Rayetta Webb	Yes

Council requested additional information on the contract be presented at the next Council meeting.

Naming of Alley

Mr. Ferguson mentioned it has come to staff’s attention that a house located at the end of an unnamed alley is utilizing 5th Street as its address although it is not accessible from 5th Street. Based on review, this structure should be addressed to a different access point to ensure efficient emergency response. The Public Works Committee recommends that the alley from Amherst Avenue going in a southerly direction be named Novelty Street Extension and the structure be appropriately addressed.

A motion was made by Mr. Ferguson, seconded by Mrs. Webb, to name the alley from Amherst Avenue going in a southerly direction Novelty Street Extension.

Motion carried:

VOTE:	Mr. J.R. Burgess	Yes
	Mr. Ronald Coleman	Yes
	Mrs. Beverley Dalton	Yes
	Mr. Bill Ferguson	Yes
	Mr. Jay Higginbotham	Yes
	Mr. Mike Mattox	Yes
	Mrs. Rayetta Webb	Yes

Bedford Avenue Bank

Mr. Ferguson stated for sometime there has been discussion on the maintenance/upkeep of the bank on Bedford Avenue beginning on the west side of the underpass and towards 10th Street (Altavista Combined School area). The property is primarily owned by Campbell County Schools with a portion owned by the railroad. This site contains a portion of the wall that was part of the Dalton Estate and is currently overgrown. The Public Works Committee is recommending staff seek permission from the property owners and Public Works clean this bank and seed it at a cost not to exceed \$2,500. Mr. Ferguson noted he has received written permission from the property owners.

Mayor Burgess requested the ground covering be something of a permanent nature and little maintenance.

A motion was made by Mr. Ferguson, seconded by Mr. Mattox, to allow Public Works to clean the bank on Bedford Avenue and seed it at a cost not to exceed \$2,500.

Motion carried:

VOTE:	Mr. J.R. Burgess	Yes
	Mr. Ronald Coleman	Yes
	Mrs. Beverley Dalton	Yes
	Mr. Bill Ferguson	Yes

Mr. Jay Higginbotham	Yes
Mr. Mike Mattox	Yes
Mrs. Rayetta Webb	Yes

ii. Finance

Water Plant – Filter Media Project bids

Mr. Coleman advised bids have been received for the Water Plant Filter Media Project. The apparent low bid for this project is F.L. Showalter, Inc. at a price of \$231,600. This project consists of replacement of the filter media of all five filters, an issue that has been documented as needed by the Virginia Department of Health, Office of Water Programs. The FY2010 budget includes \$180,000 for this project from the General Obligation Bond that was secured last year. Due to savings on the McMinnis Spring bid, which is also being funded via the General Obligation Bond, sufficient funding for the difference between the bid and the budget exists. Mr. Coleman stated the Finance Committee recommends approval of this bid of \$231,600 with a 5% contingency of \$11,580 and issuance of the notice of award of bid to F.L. Showalter, Inc.

A motion was made by Mr. Coleman, seconded by Mrs. Webb, to accept approval of the bid of \$231,600 with a 5% contingency of \$11,580 and issuance of the notice of award of bid to F.L. Showalter, Inc.

Motion carried:

VOTE:	Mr. J.R. Burgess	Yes
	Mr. Ronald Coleman	Yes
	Mrs. Beverley Dalton	Yes
	Mr. Bill Ferguson	Yes
	Mr. Jay Higginbotham	Yes
	Mr. Mike Mattox	Yes
	Mrs. Rayetta Webb	Yes

Budget Amendments

Mr. Allen presented the proposed FY2010 Mid-Year Budget Amendments as follows:

REVENUES

<u>General Fund</u>			
Railroad Rolling Stock	Account 010-0000-341-03-00	+	2,000
State DCJS Grant	Account 010-0000-341-04-00	-	4,000
State Grant – PD Computers	Account 010-0000-341-09-00	-	15,000
CDBG Grant	Account 010-0000-341-10-00	-	500,000
Sale of Surplus Items	Account 010-0000-351-01-00	+	1,300
Transfer from Library Fund	Account 010-0000-361-02-00	+	2,300
Transfer from Enterprise Fund	Account 010-0000-361-06-00	+	<u>68,400</u>
		-	445,000
<u>Enterprise Fund</u>			
Cash Discounts	Account 050-0000-351-03-00	+	500
Miscellaneous	Account 050-0000-351-04-00	+	6,000
Proceeds from 2010 Bond	Account 050-0000-362-01-00	-	<u>1,300,000</u>
		-	1,293,500
<u>Community Improvement Fund</u>			
CDBG Loan Pool	Account 070-0000-336-01-00	+	21,000
CDBG Grant	Account 070-0000-341-10-00	+	500,000
Miscellaneous	Account 070-0000-351-04-00	+	<u>100</u>
		+	521,100
<u>Cemetery Fund</u>			
Burial Permits	Account 090-0000-308-02-02	+	2,000
Sale of Real Estate	Account 090-0000-351-02-00	+	2,000

REGULAR COUNCIL MEETING JANUARY 12, 2010

Miscellaneous	Account 090-0000-351-04-00	+	<u>100</u>
		+	4,100
<u>Highway Fund</u>			
Street/Highway Maint.	Account 020-0000-341-07-00	-	16,000
Miscellaneous Cash Discounts	Account 020-0000-351-03-00	+	<u>100</u>
		-	15,900
TOTAL REVENUE		-	1,229,200
<u>EXPENDITURES</u>			
<u>Administration</u>			
None			
<u>Non-Departmental</u>			
Other Charges – Misc.	Account 010-9101-801-50-32	+	12,500
Other Charges – CDBG Grant	Account 010-9102-801-50-82	-	<u>500,000</u>
		-	487,500
<u>Police</u>			
Other Charges – Misc.	Account 010-3101-501-50-32	+	2,500
DMV Grant – Equipment	Account 010-3101-501-50-81	+	4,200
Motor Vehicles – Repl.	Account 010-3101-501-81-02	+	26,500
Capital Outlay – New	Account 010-3101-501-82-10	-	<u>19,700</u>
		+	13,500
<u>Public Works</u>			
Contract/Maint. Services	Account 010-4101-601-30-08	+	1,400
Other Charges – Inv.	Account 010-4101-601-50-38	+	200
Hwy/Strts/Sdwalk Supplies	Account 010-4101-601-60-22	+	8,500
Litter Expense	Account 010-4102-601-60-26	+	7,500
Imp. Other Than Buildings	Account 010-4101-604-82-30	+	300
Recreation Mat’ls & Supplies	Account 010-4104-602-60-18	+	7,300
Mat’ls Improvements Parks	Account 010-4104-602-81-26	+	<u>15,000</u>
		+	40,200
<u>Water Department</u>			
Overtime	Account 050-5001-701-10-04	+	10,000
Loan Insurance Costs	Account 050-5001-701-50-88	+	29,900
Bond Issuance Costs	Account 050-9104-701-50-88	-	23,500
Mach. & Equip. Repl.	Account 050-5010-701-81-06	-	278,000
Repl. Water System	Account 050-5010-701-81-22	-	510,000
Mach. & Equip. New	Account 050-5010-701-82-06	-	42,000
2010 Debt Svs. – Principal	Account 050-9104-701-91-02	+	14,200
2010 t Svs. – Interest	Account 050-9104-701-91-04	+	<u>2,000</u>
		-	797,400
<u>Wastewater Department</u>			
Loan Insurance Costs	Account 050-5101-702-50-88	+	15,400
Bond Issuance Costs	Account 050-9104-702-50-88	-	23,500
Mach. & Equip. – Repl.	Account 050-5110-702-81-06	-	83,000
Repl. Sewer System	Account 050-5110-702-81-20	-	270,000
Capital Outlay – New Veh.	Account 050-5110-702-82-02	+	166,300
Mach. & Equip. – New	Account 050-5110-702-82-06	-	70,000
2010 t Svs. – Principal	Account 050-9104-702-91-02	-	10,600
2011 t Svs. – Interest	Account 050-9104-702-91-04	-	<u>33,500</u>
		-	308,900
<u>Fund 50 Non-Departmental</u>			
Transfer to Gen. Fund	Account 050-9102-802-70-03	+	68,400
<u>Library</u>			
Transfer to Gen. Fund	Account 030-4103-601-70-03	+	2,300
<u>Community Improvement Fund</u>			
Other – Misc. Reimbursement	Account 070-4105-602-50-34	+	100
CDBG Grant	Account 070-9102-801-50-82	+	<u>500,000</u>
		+	500,100

REGULAR COUNCIL MEETING JANUARY 12, 2010

Highway Fund

Mat'ls & Supplies	Account 020-4101-606-60-42	+	100
Imp. Other Than Bldgs.	Account 020-4101-608-82-30	+	101,000
		+	101,100

Cemetery Fund

Misc. Reimbursement	Account 090-0000-603-50-34	+	300
---------------------	----------------------------	---	-----

TOTAL EXPENDITURES		-	867,900
---------------------------	--	---	---------

Total revenues and expenditures have been reduced as noted above; however, the carryover of one police vehicle, the high pressure vacuum vehicle and the Lola Avenue improvements have increased expenditures accordingly.

Mr. Allen noted some of the items have been moved to be handled differently. He discussed the 2009 Bond Debt with the auditors before submitting the amendments. In the budgeting process, this was entered as revenue and expenses but because this is the Enterprise Fund, the auditors suggested treating the revenue as a liability and the expenditures as asset accounts. Mr. Allen recommended taking the revenue and expense amounts from the current budget. Account numbers have been established in the Enterprise Fund to track those expenses. Additionally, the activity will now be in the Community Improvement Fund instead of the General Fund.

A motion was made by Mr. Coleman, seconded by Mrs. Webb, to approve the FY2010 Mid-Year Budget Amendments as presented by Mr. Allen.

Motion carried:

VOTE:

Mr. J.R. Burgess	Yes
Mr. Ronald Coleman	Yes
Mrs. Beverley Dalton	Yes
Mr. Bill Ferguson	Yes
Mr. Jay Higginbotham	Yes
Mr. Mike Mattox	Yes
Mrs. Rayetta Webb	Yes

Budget Considerations for FY2011

Mr. Coleman advised the Finance Committee recommends staff prepare a budget with consideration of 2% salary increase for all full-time employees. The feasibility of this will be considered as the figures of the revenue and expenditures for FY2011 are reviewed.

Mr. Mattox reminded Council people on social security did not get a cost of living allowance this year and this increase would cost the Town approximately \$47,000.

Capital Improvements Program Update

Mr. Coleman mentioned the quarterly CIP updates were provided by staff for review.

iv. Recreation Committee

Mr. Coggsdale advised the Recreation Committee met in December to review the concept drawings for the 15th Street Park. The elements of the park include fencing around a majority of the perimeter, new entry steps, a small picnic pavilion, new playground equipment and grading of the site. The inclusion of a small retaining wall, similar in style to the one proposed at the Bedford Avenue Park, has been discussed for the corner of the park at the intersection of 15th and School Streets.

The Recreation Committee approved the concept drawings and recommends Council proceed with this project as the budget dictates. The FY2010 Budget includes \$85,000

for this project. Discussions with HDLA indicate that the improvements shown on the drawing may exceed the budgeted amount.

It was the consensus of Council to move forward with the project as the budget dictates.

10. Unfinished Business

a. Comprehensive Plan Update

Mayor Burgess thanked Mrs. Aubrey Powell and the Planning Commission for the work done on the Comprehensive Plan.

Mayor Burgess scheduled a work session for January 26, 2010 at 6:00 p.m. to discuss the draft Comprehensive Plan.

b. DRPT Transit Application

Mr. Coggsdale presented Council with a proposed resolution authorizing the Application for State Aid to Public Transportation. The cost of \$188,000 includes both operational and capital expenses; with \$100,000 going towards the purchase of two buses and \$88,000 for the first year of operational cost. Mr. Coggsdale noted these numbers are for the purpose of applying for the grant and could be higher or lower. The range for the local capital match is between 5-12% and range for local operation match is between 33-38%. Mr. Coggsdale mentioned more concrete numbers should be available in March or April.

A motion was made by Mrs. Webb, seconded by Mr. Ferguson, to adopt the resolution authorizing the Application for State Aid to Public Transportation and the Town Manager be authorized to handle all paperwork associated with the filing of the DRPT application.

Motion carried:

VOTE:	Mr. J.R. Burgess	Yes
	Mr. Ronald Coleman	Yes
	Mrs. Beverley Dalton	Yes
	Mr. Bill Ferguson	Yes
	Mr. Jay Higginbotham	No
	Mr. Mike Mattox	Yes
	Mrs. Rayetta Webb	Yes



Resolution Authorizing the Application for State Aid to Public Transportation

BE IT RESOLVED by the Town Council of the Town of Altavista that the Town Manager is authorized, for and on behalf of the Town Council, hereafter referred to as the, *PUBLIC BODY*, to execute and file an application to the Department of Rail and Public Transportation, Commonwealth of Virginia, hereafter referred to as the, *DEPARTMENT*, for a grant of financial assistance in the amount of \$_____ to defray the costs borne by the *PUBLIC BODY* for public transportation purposes and to accept from the *DEPARTMENT* grants in such amounts as may be awarded, and to authorize the Assistant to the Town Manager to furnish to the *DEPARTMENT* such documents and other information as may be required for processing the grant request.

BE IT FURTHER RESOLVED that the Town Council of the Town of Altavista certifies that the funds shall be used in accordance with the requirements of Section 58.1-638.A.4 of the Code of Virginia, that the *PUBLIC BODY* will provide funds in the amount of \$_____, which will be used to match the state funds in the ratio as required in such Act, that the records of receipts of expenditures of funds granted the *PUBLIC BODY* may be subject to audit by the *DEPARTMENT* and by the State Auditor of Public Accounts, and that funds granted to the *PUBLIC BODY* for defraying the expenses of the *PUBLIC BODY* shall be used only for such purposes as authorized in the Code of Virginia.

The undersigned duly qualified and acting Mayor of the *PUBLIC BODY* certifies that the foregoing is a true and correct copy of a Resolution;

Adopted at a legally convened meeting of the Town Council of the Town of Altavista held on this 12th day of January, 2010.

J.R. Burgess, Mayor

Attested:

J. Waverly Coggsdale, III, Town Manager

c. WWTP Environmental Issues

Mr. Coggsdale reminded Council of their request for staff to contact the VDEQ and discuss the continued participation in the Voluntary Remediation Program (VRP). Mr. Coggsdale presented Council with the contents of an email that he received from Mr. Mead Anderson (VDEQ) in regard to the Town's participation in the Voluntary Remediation Program (VRP). This is in response to the forwarding of the Bioremediation Report the Town received in response to samples sent to the University of Maryland Bioremediation Institute and copy of the 2006 letter that Mr. Anderson references. Mr. Coggsdale also mentioned Town staff is looking at the requirements of the recent Total Maximum Daily Load (TMDL) for the Staunton River for PCBs. The understanding is the Town will have to develop a Pollution Minimization Program (PMP) as a condition of its Virginia Pollution Discharge Elimination System (VPDES) permit for the Town's Waste Water Treatment Plant (WWTP), permit number VA0020451. A proposal is being reviewed.

Mr. Higginbotham advised he would contact Mr. Mead Anderson, DEQ, to discuss his concerns. If it is experimental and it works and Council is moving forward, he felt it was a win, win situation.

Mr. Mattox requested cost of incineration and if shipping would carry a continuous liability.

Mrs. Webb stated this has gone on way too long and should not be left for our children or grandchildren to contend with and Council needs to make a decision.

Mr. Higginbotham stated Council is not stalling but needs to move forward in the most economical and green manner possible.

Mr. Coleman stated another solution to the problem should be in place if other avenues do not pan out.

Mrs. Dalton requested an update of cost on both processes.

Mr. Mattox also requested Mr. Coggsdale, in his conversations with Mr. Kassoff, determine what future liabilities the Town will have with hauling or burning.

Mr. Coggsdale stated in talking with Mr. Anderson under the VRP, we are in this program to voluntarily seek a solution. The Town is not being forced to do anything as long as we are moving towards formulating a plan. This process must be timely to avoid being taken out of the VRP. Mr. Coggsdale reminded Council once they choose to be out of the VRP or the Town is removed from the program there is a likelihood TOSCA might again have authority over the matter. He advised Council if the Town falls in that path any savings we have generated will go out the door.

Mr. Coleman stated Council can continue to consult with various individuals but final discussion is Council's responsibility.

Mrs. Webb read into the minutes a portion of a letter received from Mr. Mead Anderson, DEQ, "I can certainly understand the difficulty of this situation and the economic ramification which this project represents for Altavista however at this point I think it would be in the city's interest to choose a solution which can move this site toward closure if the decision is made to remain in the VRP. In the past VRP has requested termination for sites that do not make substantial progress toward closure and at this point Altavista had made little if any progress. Therefore, if a definitive path forward is not selected in the near future I expect we will once again initiate the formal status request/termination process."

Mr. Coggsdale is to gather additional cost information and provide at the February 9, 2010 meeting.

11. New Business

a. FY2010 Mid Year Budget Amendments

Discussed previously in meeting.

12. Town Manager's Report

Mr. Coggsdale congratulated the Altavista High School Colonels football team on winning the VHSL Single "A" Division I State Championship.

a. Project Updates

VDOT Enhancement Project and Downtown Utility Replacement Project

Project began on January 4, 2010

Community Development Block Grant

Projects are beginning on the Façade portion of the CDBG project. Management Team meeting scheduled for Thursday, January 14th at 8:00 a.m. Gateway Park Design: The Engineer has received approval from Norfolk Southern. We continue to await approval from DHCD and Campbell County (erosion/sediment control).

McMinnis Spring Water Supply Line Project

Discussed previously in meeting.

Public Transportation Feasibility Study

Discussed previously in meeting.

School Street Park Improvements

Discussed previously in meeting.

b. Reports

i. Departmental

ii. Other

c. Other Items as Necessary

d. Informational Items

13. Matters from Town Council Members

Mr. Mattox thanked the Police Department for tracking the chip trucks coming into the Town on unauthorized avenues violating the agreement the Power Company has with the Town.

Mayor Burgess commended the Police Department for finding a water leak at a local business in the middle of the night.

14. Closed Session

A motion was made by Mrs. Webb, seconded by Mr. Mattox, that the Altavista Town Council convene in closed session in accordance with the provisions set out in the *Code of Virginia*, 1950 as amended,

Section 2.2-3711 (A)(1) regarding discussion, consideration, or interviews of prospective candidates for appointment to the Economical Development Authority

Section 2.2-3711 (A)(3) regarding discussion or consideration of the acquisition of real property for a public purpose, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body

Motion carried:

VOTE:	Mr. J.R. Burgess	Yes
	Mr. Ronald Coleman	Yes
	Mrs. Beverley Dalton	Yes
	Mr. Bill Ferguson	Yes
	Mr. Jay Higginbotham	Yes
	Mr. Mike Mattox	Yes
	Mrs. Rayetta Webb	Yes

Council went into closed session at 8:26 P.M.

Mr. Higginbotham left the meeting at 8:35 P.M.

Notice was given that Council was back in regular session 8:40 P.M.

FOLLOWING CLOSED SESSION:

A motion was made by Mrs. Webb, seconded by Mr. Ferguson, to adopt the certification of a closed meeting.

CERTIFICATION OF CLOSED MEETING

WHEREAS, the town council has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of The Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712 of the Code of Virginia requires a certification by the town council that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the town council hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the town council.

Motion carried:

VOTE:	Mr. J.R. Burgess	Yes
	Mr. Ronald Coleman	Yes
	Mrs. Beverley Dalton	Yes
	Mr. Bill Ferguson	Yes
	Mr. Mike Mattox	Yes
	Mrs. Rayetta Webb	Yes

A motion was made by Mrs. Webb, seconded by Mr. Coleman, to authorize the Town Manager to execute a contract to purchase said parcel from Norfolk Southern Railroad for \$25,000.

Motion carried:

VOTE:	Mr. J.R. Burgess	Yes
	Mr. Ronald Coleman	Yes
	Mrs. Beverley Dalton	Yes
	Mr. Bill Ferguson	Yes
	Mr. Mike Mattox	Yes
	Mr. Rayetta Webb	Yes

Mayor Burgess asked if there was anything else to bring before Council.

The meeting was adjourned at 8:40 p.m.

J. R. Burgess, Mayor

W. Morgan Allen, Jr., Clerk